

STATE BOARD MEETING DATE September 25, 2006

SUBJECT: Consideration of Review Case # C-2006-061 R, Kathleen Daniels

SUBMITTED BY: Rachell L. Tucker, Chief Investigator, Investigative Unit, State Board of Education,

MANAGEMENT TEAM REVIEW: September 7, 2006

BACKGROUND INFORMATION:

Ms. Kathleen Daniels applied for an Elementary Education teaching certificate, on April 13, 2006. On her application for certification, Ms. Daniels answered "yes" to having had any professional certificate or license, revoked or suspended and "yes" to having ever received a reprimand or other disciplinary action involving any professional certificate or license.

Ms. Daniels was license with the State of Michigan to run a daycare out of her home. On May 24, 2000, while caring for an infant in her home the infant passed away. The finding of the investigation completed by Bureau of Regulatory Services/Division of Child Daycare Licensing reported that the infant's death was accidental but revoked Ms. Daniels daycare license due to being out of compliance in other areas. The areas that Ms. Daniels was out of compliance were as followed.

1. Not having a monitor in the room were the infant slept.
2. Ms. Daniels was only certified to care for 6 children in her home; she had 7 children in her care at the time of the infant's death.
3. She did not have an individual, comfortable, safe and clean place to sleep/rest for each of the children.

Ms. Daniels did not appeal the revocation of her daycare license, because the parents of the deceased infant would have had to testify on Ms. Daniels behalf. She did not want to put the parents through that situation again.

The Professional Practices Advisory Committee (the "PPAC") interviewed Ms. Daniels on August 23, 2006, and makes its recommendation, by a vote of 5-0, based upon the following mitigating factors:

- Letters of recommendation submitted on behalf of the applicant;
- Pursued degree in Education after the incident;
- No criminal charges stemming from the underlying offenses;
- Five years of positive teaching experience in Michigan;
- Hired by Glendale District after disclosing this incident;
- Certified to teach in the State of Michigan;
- Remorseful and candor;

The PPAC also considered the following aggravating factors:

- Inherent seriousness of the underlying offenses;
- Loss of professional license due to being revoked.

BOARD ACTION REQUESTED: [] INFORMATION [] ACTION/DESCRIBED BELOW:

That the Board accept the findings of fact, conclusions of law and recommendation of the PPAC and grant Ms. Daniels's application for certification.

ATTACHMENTS: YES [X] NO[]